

## Environmental Protection Agency

## § 62.01

### Subpart HHH—Federal Plan Requirements for Hospital/ Medical/Infectious Waste Incinerators Constructed on or Before June 20, 1996

#### APPLICABILITY

- 62.14400 Am I subject to this subpart?
- 62.14401 How do I determine if my HMIWI is covered by an approved and effective State or Tribal plan?
- 62.14402 If my HMIWI is not listed on the Federal plan inventory, am I exempt from this subpart?
- 62.14403 What happens if I modify an existing HMIWI?

#### EMISSION LIMITS

- 62.14410 Are there different emission limits for different locations and sizes of HMIWI?
- 62.14411 What emission limits apply to my HMIWI?
- 62.14412 What stack opacity requirements apply?
- 62.14413 When do the emission limits and stack opacity requirements apply?

#### OPERATOR TRAINING AND QUALIFICATION

- 62.14420 Am I required to have a trained and qualified operator?
- 62.14421 How does an operator become trained and qualified?
- 62.14422 What are the requirements for a training course that is not part of a State-approved program?
- 62.14423 What are the qualification requirements for operators who do not participate in a State-approved program?
- 62.14424 What documentation must I maintain onsite?
- 62.14425 When must I review the documentation?

#### WASTE MANAGEMENT PLAN

- 62.14430 Must I prepare a waste management plan?
- 62.14431 What must my waste management plan include?
- 62.14432 When must my waste management plan be completed?

#### INSPECTION REQUIREMENTS

- 62.14440 Which HMIWI are subject to inspection requirements?
- 62.14441 When must I inspect my small rural HMIWI?
- 62.14442 What must my inspection include?
- 62.14443 When must I do repairs?

#### PERFORMANCE TESTING AND MONITORING REQUIREMENTS

- 62.14450 What are the testing requirements for small rural HMIWI?
- 62.14451 What are the testing requirements for HMIWI that are not small rural?

- 62.14452 What test methods and procedures must I use?
- 62.14453 What must I monitor?
- 62.14454 How must I monitor the required parameters?
- 62.14455 What if my HMIWI goes outside of a parameter limit?

#### REPORTING AND RECORDKEEPING REQUIREMENTS

- 62.14460 What records must I maintain?
- 62.14461 For how long must I maintain records?
- 62.14462 Where must I keep the records?
- 62.14463 What reporting requirements must I satisfy?
- 62.14464 When must I submit reports?
- 62.14465 Who must sign all submitted reports?

#### COMPLIANCE SCHEDULE

- 62.14470 When must I comply with this subpart if I plan to continue operation of my HMIWI?
- 62.14471 When must I comply with this subpart if I plan to shut down?
- 62.14472 When must I comply with this subpart if I plan to shut down and later restart?

#### PERMITTING OBLIGATION

- 62.14480 Does this subpart require me to obtain an operating permit under title V of the Clean Air Act and implementing regulations?
- 62.14481 When must I submit a title V permit application for my HMIWI?

#### DEFINITIONS

- 62.14490 Definitions.

#### DELEGATION OF AUTHORITY

- 62.14495 What authorities will be retained by the EPA Administrator?

TABLE 1 OF SUBPART HHH OF PART 62—EMISSION LIMITS FOR SMALL RURAL, SMALL, MEDIUM, AND LARGE HMIWI

TABLE 2 OF SUBPART HHH OF PART 62—TOXIC EQUIVALENCY FACTORS

TABLE 3 OF SUBPART HHH OF PART 62—OPERATING PARAMETERS TO BE MONITORED AND MINIMUM MEASUREMENT AND RECORDING FREQUENCIES

AUTHORITY: 42 U.S.C. 7401-7671q.

SOURCE: 43 FR 51393, Nov. 3, 1978, unless otherwise noted.

## Subpart A—General Provisions

### § 62.01 Definitions.

As used in this part, all terms not defined herein shall have the meaning

## § 62.02

## 40 CFR Ch. I (7–1–02 Edition)

given to them in the Clean Air Act and in part 60 of this chapter.

### § 62.02 Introduction.

(a) This part sets forth the Administrator's approval and disapproval of State plans for the control of pollutants and facilities under section 111(d), and section 129 as applicable, of the Act, and the Administrator's promulgation of such plans or portions of plans thereof. Approval of a plan or any portion of a plan is based on a determination by the Administrator that it meets the requirements of section 111(d), and section 129 as applicable, of the Act and provisions of part 60 of this chapter.

(b) If a State does not submit a complete, approvable plan, the Administrator may then promulgate a substitute plan or part of a plan. The promulgated provision, plus the approved parts of the State plan, constitute the applicable plan for purposes of the act.

(c) The Administrator will promulgate substitute provisions for the disapproved regulatory provisions only. If a nonregulatory provision is disapproved, however, it will be noted in this part and a detailed explanation will be sent to the State.

(d) All approved regulatory provisions of each plan are incorporated by reference in this part. Section 62.12 provides information on availability of applicable plans. The Administrator and State and local agencies shall enforce (1) regulatory provisions of a plan approved or promulgated by the Administrator, and (2) all permit conditions or denials issued in carrying out the approved or promulgated regulations for the review of designated facilities.

(e) Each State's plan is dealt with in a separate subpart, with separate headings for different pollutants and facilities. The plans shall include an introductory section identifying the plan by name and the date of its submittal. Additional sections are included as necessary to specifically identify disapproved provisions, to set forth reasons for disapproval, and to set forth provisions of the plan promulgated by the Administrator. Except as otherwise specified, all supplemental information submitted to the Administrator with

respect to any plan has been submitted by the Governor of the State.

(f) Revisions to applicable plans will be included in this part when approved or promulgated by the Administrator.

(g) Substitute plans promulgated by the Administrator for States that do not have approved plans are contained in separate subparts that appear after the subparts for States. These Federal plans include sections identifying the applicability of the plan, emission limits, compliance schedules, record-keeping and reporting, performance testing, and monitoring requirements.

[43 FR 51393, Nov. 3, 1978, as amended at 63 FR 63201, Nov. 12, 1998]

### § 62.03 Extensions.

The Administrator may, whenever he determines necessary, extend the period for submission of any plan or plan revision or portion thereof.

### § 62.04 Approval status.

The approval status of each State's plan or portions thereof, are set forth in each subpart. All plans are approved unless specifically disapproved in the appropriate subpart.

### § 62.05 Legal authority.

(a) The Administrator's determination of the absence or inadequacy of legal authority required to be included in the plan is set forth in each subpart. This includes the legal authority of local agencies and State governmental agencies other than an air pollution control agency if such other agencies are assigned responsibility for carrying out a plan or portion thereof.

(b) No legal authority as such is promulgated by the Administrator. Where required regulatory provisions are not included in the plan by the State because of inadequate authority, substitute provisions are promulgated by the Administrator.

### § 62.06 Negative declarations.

A State may submit to the Administrator a letter certifying that no designated facilities exist in the State if such is the case. The negative declaration will be in lieu of a plan.